

## MEMORANDUM

Agenda Item No. 11(A)(15)

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**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

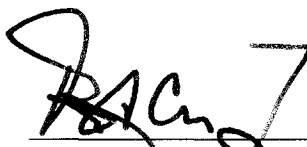
**DATE:** October 2, 2007

**FROM:** R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Resolution retroactively  
authorizing In-Kind Services  
for the 16<sup>th</sup> Annual  
Huntington's Disease  
Triathlon

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The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Carlos A. Gimenez.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/dc

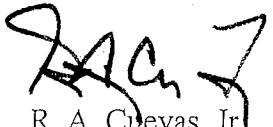


# MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

DATE: October 2, 2007

FROM:   
R. A. Cuevas, Jr.  
County Attorney

SUBJECT: Agenda Item No. 11(A) (15)

Please note any items checked.

\_\_\_\_\_ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised

\_\_\_\_\_ 6 weeks required between first reading and public hearing

\_\_\_\_\_ 4 weeks notification to municipal officials required prior to public hearing

\_\_\_\_\_ Decreases revenues or increases expenditures without balancing budget

\_\_\_\_\_ Budget required

\_\_\_\_\_ Statement of fiscal impact required

\_\_\_\_\_ Bid waiver requiring County Manager's written recommendation

\_\_\_\_\_ Ordinance creating a new board requires detailed County Manager's report for public hearing

\_\_\_\_\_ Housekeeping item (no policy decision required)

\_\_\_\_\_ No committee review

Approved \_\_\_\_\_ Mayor

Agenda Item No. 11(A) (15)

Veto \_\_\_\_\_

10-02-07

Override \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT, THE MIAMI-DADE POLICE DEPARTMENT AND THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE AUGUST 5, 2007 16<sup>th</sup> ANNUAL HUNTINGTON'S DISEASE TRIATHLON SPONSORED BY THE HUNTINGTON DISEASE SOCIETY OF AMERICA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$9,888.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE IN-KIND RESERVE FUND

**WHEREAS**, the Huntington's Disease Society of America, Inc., has requested in-kind services from the Miami-Dade Park and Recreation Department, the Miami-Dade Police Department and the Miami-Dade Fire Rescue Department for the August 5, 2007 16th Annual Huntington's Disease Triathlon event in an amount not to exceed \$9,888.00 (see attached Fee Waiver/In-kind Service Application); and

**WHEREAS**, the 16th Annual Huntington's Disease Triathlon is a major fundraiser event geared to raising money, which all proceeds support medical research for finding a cure or treatment for hereditary brain diseases; and

**WHEREAS**, the Huntington Disease Society of America, Inc., is a not-for-profit organization; and

**WHEREAS**, the 16th Annual Huntington's Disease Triathlon is a special event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and \$8,738.00 of the in-kind services shall be funded from the Countywide In-kind Reserve Fund and \$1,150.00 of the in-kind services shall be funded from the non-ad valorem portion of the Fire Rescue In-kind Reserve Fund,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board retroactively authorizes in-kind services from the Miami-Dade Park and Recreation Department, the Miami-Dade Police Department and the Miami-Dade Fire Rescue Department for the August 5, 2007 16th Annual Huntington's Disease Triathlon in an amount not to exceed \$9,888.00 to be funded in part from the Countywide In-kind Reserve Fund and in part from the non-ad valorem portion of the Fire Rescue In-kind Reserve Fund.

The foregoing resolution was sponsored by Commissioner Carlos A. Gimenez and offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	
Barbara J. Jordan, Vice-Chairwoman	
Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	


The Chairperson thereupon declared the resolution duly passed and adopted this 2<sup>nd</sup> day of October, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.



Monica Rizo

**MIAMI-DADE COUNTY  
FEE WAIVER/IN-KIND SERVICES APPLICATION**

COUNTY FEE WAIVERS OR IN-KIND SERVICES REQUESTED THROUGH THIS PROCESS ARE NOT EFFECTIVE UNTIL APPROVED BY ACTION OF THE BOARD OF COUNTY COMMISSIONERS PURSUANT TO THE MIAMI-DADE COUNTY HOME RULE CHARTER

Please complete the following form and submit completed form along with requested materials, if applicable, to:

Delores Green  
Office of Strategic Business Management  
111 N.W. 1<sup>st</sup> Street, Suite 2200  
Miami, FL 33128

Phone: (305) 375-5143  
Fax: (305) 375-5168

Type of Event/Application (select one of the following):

- ☐ District Event - Event of minimal impact related to specific commission district (Complete questions 1-7, sign and date; copy will be submitted to the appropriate District Commissioner within two days of receipt of application.)
- ☐ Small Event - Event of minimal impact not necessarily related to a specific commission district. (Complete questions 1-7, sign and date.)
- ☒ Special Event - Event with expected attendance of less than 5,000 with localized impact limited to an individual community or municipality (Complete questions 1-12, sign, date and submit form no later than 60 days prior to event date.)
- ☐ Major Event - Large Event with expected attendance of over 5,000 or significant probability of protests, controversy, violence or vandalism (Complete questions 1-12, sign, date and submit form no later than 120 days prior to event date.)

Note: Event budget must be included for "Special" and "Major" event types.

1. Full legal name of the requesting organization: Huntingtons Disease Society of America - South Florida Chapter

2. Applicant Status: (Select one of the choices below)

- ☒ Not-For-Profit or Tax Exempt
- ☐ For-Profit
- ☐ Local Government or Public Entity
- ☐ Other (specify): \_\_\_\_\_

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.): Debbie Gornberg  
13644 SW 92nd Miami FL 33176 305-274-7411  
Cell: 786-229-2371 hdtri@bell-south.net

4. Specify fee waiver or in-kind service requested (quantify, if applicable): Police Services, Fire Rescue, Park Services (Crandon Park), Life Guards (Crandon Park)

5. Name, date of event, description, and purpose of the event (if event is a fund-raiser, define the beneficiaries):  
16th Annual Huntingtons Disease Triathlon  
Sprint Event .25 mile Swim, 13 mile Bike, 3 mile Run  
Olympic Event .93 Mile Swim, 26 mile Bike, 6.2 mile Run  
The Huntingtons Disease Triathlon is a fundraiser. 100% of  
all proceeds go to Research in finding a cure or treatment  
for Huntingtons Disease. Aug 5th

6. Please select ALL that apply to event:

- ☐ Economic Development: Event supports vitality or growth of the local economy
- ☐ Youth/Education: Event benefits youth of any age and/or offers educational benefits
- ☒ Health and Social Services: Event supports health-related causes and/or social programs or institutions that improve quality of life within the community
- ☐ Arts and Culture: Event supports music, theatre, literature, art or culture
- ☐ Environmental: Event benefits environmental concerns or promotes conservation
- ☐ Sports and Athletics: Event supports/promotes organized sports or recreational participation

MIAMI-DADE COUNTY  
FEE WAIVER/IN-KIND SERVICES APPLICATION

7. Physical address of event venues (please specify Commission District(s)): Crandon Park  
4000 Crandon Blvd.  
Rickenbacker Causeway - Crandon Park
8. Description of regional or local impact: Local impact will be at Crandon Park  
South Beach Entrance. Rickenbacker Causeway will also  
have an impact due to Bike Portion of event is held on  
Causeway.
9. Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable):  
5:45 AM to 9:00 AM August 5, 2007  
Aug. 3rd - Set up at Crandon Park 8:00 - 3:00 PM
10. Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable): Crandon Park is the event venue for 90% of  
the event. Rickenbacker Causeway is only used for Bike  
Course. Public Works has the DAT map which we follow on  
the Causeway.
11. Expected number of participants and estimated attendance (per day, if applicable): Participants will total  
400 and Volunteers will be 100 along with 200 spectators
12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach additional pages as needed): Total Budget \$ 3,500.00

Police Service	\$ 4900.00
Fire Rescue	\$ 2900.00
Park Services	\$ 2000.00
Life Guards	\$ 1300.00

I hereby certify that all the statements made in this application are true and correct.

[Signature]  
Signature of Authorized Representative

6/1/07  
Date



## HUNTINGTON'S DISEASE SOCIETY OF AMERICA

South Florida Chapter

12555 Biscayne Blvd. • N. Miami, Florida 33181

Family Helpline 305-274-7411

June 1, 2007

Commissioner Carlos A. Gimenez  
Stephen P. Clark Center  
111 NW 1<sup>st</sup> Street Suite 220  
Miami, FL 33128

Dear Commissioner Gimenez,

The Huntington's Disease Society of America (HDSA) is pleased to announce that the HDSA South Florida Chapter will be holding their 16<sup>th</sup> Annual Triathlon on Sunday, August 5, 2007 on Key Biscayne, Florida. This prestigious event consist of both an Olympic and Sprint Distance race. The Huntington's Disease Triathlon has raised more than \$900,000 over the past 15 years. All proceeds support research to find a cure or an effective treatment for Huntington's Disease.

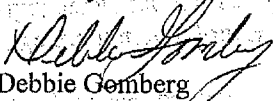
We ask that you join with the HDSA South Florida Chapter to support this popular athletic event that draws more than 800 participants each year. Your donation, large or small will make a defference in the lives of our Huntington's Disease families in South Florida and across the United States.

Huntington's Disease is a hereditary brain disease that slowly robs the affected individual of his/her ability to walk, talk, think and reason. One in every 10,000 Americans is affected by HD and another 200,000 are "at risk" of inheriting the deadly gene. There is currently no effective treatment and no cure but there is *Hope*.

Thanks to the generous support of contributors like you, the Huntington's Disease Society of America has been able to raise funds for research that will eventually lead to an effective treatment and ultimately a cure. The Triathlon has become a signature event for the HDSA South Florida Chapter and, with your help, we can continue to make significant strides in solving the HD puzzle.

Please **JOIN** the HDSA South Florida Chapter to *make this the last generation with HD*.

Sincerely,

  
Debbie Gemberg  
President

Dedicated to the detection and care of those who suffer from  
Huntington's Disease and to its eradication through research.

Not-For-Profit • Tax Exempt

8



Post Office Box 11222  
Brooklyn, NY 11222

GPO

Date: MAY 26 1999

Huntington Disease Society of  
America, Inc.  
140 West 22nd St 6th Floor  
New York, NY 10011

Employer Identification Number:  
13-3349872

Person to Contact:  
P. McKinnon

Contact Telephone Number:  
(212) 264-7236

Dear Applicant:

We have considered your application for a group exemption letter recognizing your subordinates as exempt from Federal income tax as organizations of the type described in section 501(c)(3) of the Internal Revenue Code.

Our records show that you were recognized as exempt from Federal income tax under section 501(c)(3) of the Code. The exemption letter remains in effect.

Based on the information supplied, we recognize you named subordinates on the list you submitted as exempt from Federal income tax under section 501(c)(3) of the Code.

Additionally, we have classified the organizations you operate, supervise, or control, and which are covered by your notification to, as organizations of the type described in section 509(a)(1) and 170(b)(1)(A)(vi) of the Code.

Donors may deduct contributions to you and your subordinates as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of section 2055, 2106, 2522 of the Code.

You and your exempt subordinates whose gross receipts each year are normally more than \$25,000 are each required to file Form 990, Return of Organization Exempt from Income Tax, by the 15th date of the fifth month after the end of the annual accounting period. If you prefer, you may file a group return for those subordinates that authorize you in writing to include them in that return. This would be in addition to your separate return. The law imposes a penalty of \$10 a day, up to a maximum of \$5,000, when a return is filed late, unless there is reasonable cause for the delay.

RECEIVED

MAY 26 1999

**Internal Revenue Service****Date:** October 14, 2005

HUNTINGTONS DISEASE SOCIETY OF AMERICA INC  
505 8TH AVE STE 902  
NEW YORK NY 10018-6588 274

**Department of the Treasury**  
**P. O. Box 2508**  
**Cincinnati, OH 45201**

**Person to Contact:**

Richard E. Owens 31-07974  
Customer Service Representative  
**Toll Free Telephone Number:**  
877-829-5500

**Fax Number:**

513-263-3756

**Federal Identification Number:**

13-3340872

**Group Exemption Number:**

9201

**Dear Sir or Madam:**

This is in response to your request of October 14, 2005, regarding your organization's tax-exempt status.

In February 1988 we issued a determination letter that recognized your organization as exempt from federal income tax. Our records indicate that your organization is currently exempt under section 501(c)(3) of the Internal Revenue Code.

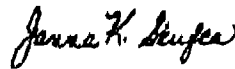
Our records indicate that your organization is also classified as a public charity under sections 509(a)(1) and 170(b)(1)(A)(vi) of the Internal Revenue Code.

Based on the information supplied, we recognized the subordinates named on the list your organization submitted as exempt from federal income tax under section 501(c)(3) of the Code.

Our records indicate that contributions to your organization are deductible under section 170 of the Code, and that you are qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Internal Revenue Code.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely,



Janna K. Skufca, Director, TE/GE  
Customer Account Services

# Memorandum



**Date:** October 2, 2007

**To:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

**From:** George M. Borges  
County Manager

**Subject:** Countywide and Fire Rescue District In-Kind Request Recommendation

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The Office of Strategic Business Management (OSBM) has reviewed the attached in-kind request and recommends for the item to move forward to the Board of County Commissioners for consideration. The countywide in-kind reserve balance allows for the funding of this request.

## Background

A retroactive waiver for in-kind services has been requested by a not-for-profit organization the Huntington Disease Society of America, Inc. event held on August 5, 2007 for their 16<sup>th</sup> Annual Huntington Disease Triathlon.

In-kind services have been requested in an amount not to exceed \$2,178 from the Miami-Dade Park and Recreation Department for life guard and park services at Crandon Park, \$6,560 from the Miami-Dade Police Department for police services and \$1,150 from the Miami-Dade Fire Rescue Department for fire rescue personnel and emergency medical services for a total in-kind amount of \$9,888. This event will be funded in part from the Countywide in-kind reserve fund and in part from the non-ad valorem portion of the Fire Rescue District Budget.

In FY 2006-07, the Huntington Disease Society of America, Inc. has not received any County funding for this event.

Inkind11407